

REMARKS

Claims 1-45 are pending from the previous amendment. Claims 1, 2, 5, 7, 16, 21-23, 25, 27-29, 33 and 39 are amended. New claims 46 and 47 are added and are fully supported by the application as originally filed (see, e.g., page 19, lines 6-19 of the application). Therefore, Claims 1-47 are pending in this application. In view of the following remarks, reconsideration and allowance of all claims pending in this application are respectfully requested.

REJECTIONS UNDER 35 U.S.C. § 112

Claims 5, 21 and 22 stand rejected under 35 U.S.C. § 112, second paragraph as being indefinite. Claim 5 is amended to clarify the term "presentation time", and Claims 21 and 22 are amended to include antecedent basis. Therefore, Claims 5, 21 and 22 are now definite.

REJECTIONS UNDER 35 U.S.C. § 102

Claims 16-22, 24-28 and 30-45 stand rejected under 35 U.S.C. § 102(e) as being anticipated by U.S. Patent No. 6,243,708B1 (hereinafter de Vries). In view of the above amendments, Applicants respectfully assert that Claims 16-22, 24-28 and 30-45 are distinguishable over de Vries.

The Office Action cites col. 2, lines 62-65 of de Vries as teaching "locating a position in the multimedia stream which will be particularly relevant to the user making the query."

However, as disclosed at col. 4, lines 52-61, a media database server “assigns the location a first universal resource locator (URL)” and “then sends message including the first URL, over the communication network 34 to the

encoder client ...". There is no teaching or suggestion of *streaming* a portion of a multimedia stream in response to satisfying search criteria.

In contrast, **Claim 16** as amended recites in part, "a streaming component to stream at least a portion of the multimedia presentation *in response to determining that a multimedia data stream satisfies search criteria* corresponding to the search request ... ". Because de Vries only discloses sending URLs, de Vries in no way anticipates **Claim 16**. **Claims 17-22 and 24** depend from **Claim 16** and, thus, are distinguishable over de Vries for at least the same reasons that **Claim 16** is distinguishable.

Claim 25 is amended to recite in part, "wherein the multimedia server is to stream at least a portion of the streaming data *in response to the streaming data satisfying search criteria* ...". As discussed above, de Vries discloses sending URLs, which in no way teaches or discloses a multimedia server "to stream at least a portion of the streaming data in response to ... satisfying search criteria" as recited in **Claim 25**. Therefore, **Claim 25** and dependent **Claim 26** are distinguishable over de Vries.

Claim 27 is amended to recite in part, "wherein in response to a portion of the streaming data matching the search criteria, the multimedia server is to stream at least a portion of the streaming data to the client computer". As discussed above, de Vries discloses sending URLs. Such a disclosure in no way teaches or suggests a multimedia server "in response to a portion of the streaming data matching the search criteria, the multimedia server is to stream at least a portion of the streaming data in response to the client computer", as recited in **Claim 27**. Therefore, **Claim 27** is distinguishable over de Vries.

Claim 28 is amended to recite in part, "receiving an indication of whether the search criteria match any portion of the streaming media presentation, wherein the indication comprises streaming of at least a portion of the streaming multimedia presentation in response to the search criteria matching a portion of the streaming media presentation". As discussed above, de Vries discloses sending URLs, which in no way teaches or suggests this feature. Therefore, Claim 28 and dependent Claims 30-32 are distinguishable over de Vries.

Claim 33 is amended to recite in part, "storing the received plurality of media streams locally". Claim 33 is also amended to recite in part, "selectively playing back at least one of the stored plurality of media streams locally". This feature is supported by the Specification as originally filed at least at page 4, lines 1-6. Thus, no new matter is added.

The Office Action cites col. 6, lines 40-55 of de Vries as teaching the media database server sends the digital representation of raw audio/video data to the client (emphasis added).

The Office Action then cites col. 6, lines 5-19 of de Vries as teaching storing of digital representation of raw audio/video data. However, Applicants respectfully point out that this cited text of de Vries discloses that the raw audio/video data 12 is stored *in the media database 22*. Thus, de Vries does not teach or suggest that the received plurality of media streams is stored at the client (which received the data).

Because the portions of de Vries are cited as teaching that the client receives the raw audio/visual data and that the raw audio/visual data is stored in the media database 22, de Vries in no way teaches or suggests "storing the received plurality of media streams locally" as recited in Claim 33.

Further, there is no teaching or suggestion in de Vries that the media database 22 is capable of "playing back at least one of the stored plurality of media streams locally", as recited in Claim 33.

Therefore, Applicants respectfully assert that the cited portions of de Vries does not teach or suggest all of the elements recited in Claim 33 and, thus, does not anticipate Claim 33 and dependent Claims 34-38.

Claim 39 is amended to recite in part, "selectively playing back at least one of the stored plurality of media streams *at the client computer*" (emphasis added). As discussed above, de Vries is cited as disclosing that raw audio/visual data is stored in media database 22 and that there is no teaching or suggestion that the media database 22 can play back audio/visual data. Thus, Applicants respectfully assert that de Vries does not teach or suggest all of the elements recited in Claim 39 and, thus, does not anticipate Claim 39 and dependent Claims 40-43.

Claims 44 and 45 are dependent from Claim 7, which is rejected under 35 U.S.C. §103. Therefore, Applicants respectfully traverse the anticipation rejections of Claim 44 and 45.

In addition, Applicants respectfully assert that the references cited in the obviousness rejection of parent Claim 7 do not teach or suggest all of the elements recited in Claims 7, as discussed below in the next section. Therefore, Claims 44 and 45, which depend from Claim 7, are also not obvious in view of the cited references.

REJECTIONS UNDER 35 U.S.C. § 103

Claims 1-15, 23, and 29 stand rejected under 35 U.S.C. § 103(a) as being unpatentable over de Vries in view of U.S. Patent No. 6,737,238B1 (hereinafter

Amir). In view of the above amendments, Applicants respectfully assert that Claims 1-15, 23, and 29 are patentable over the cited combination of de Vries and Amir.

Claim 7 as amended recites in part, "*in response to determining the temporal location: ... streaming at least a portion of the media presentation to a client based on the temporal location*".

As discussed above in conjunction with the rejection of Claim 16, de Vries discloses that a media database server "assigns the location a first universal resource locator (URL)" and "then sends message including the first URL, over the communication network 34 to the encoder client ...". Applicants could find no teaching or suggestion of the feature "*in response to determining the temporal location ... streaming at least a portion of the media presentation to a client based on the temporal location*" as recited in Claim 7.

Amir is cited as disclosing temporal location. Such a disclosure does not overcome the above deficiencies of de Vries with regard to the feature "*in response to determining the temporal location ... streaming at least a portion of the media presentation to a client based on the temporal location*" as recited in Claim 7. Therefore, the cited combination of de Vries and Amir do not establish a *prima facie* case of obviousness for Claim 7. Accordingly, Claim 7 and dependent Claim 8 are patentable over the cited references.

Claim 1 as amended recites in part, "*streaming at least a portion of the media presentation in response to determining the temporal location to a source of the request*." Because de Vries only discloses sending URLs, de Vries in no way teaches or suggests this feature of Claim 1. The cited disclosure of Amir does not overcome this deficiency of de Vries. Therefore, the cited combination

of de Vries and Amir does not establish a prima facie case of obvious for Claim 1. Consequently, Claim 1 and dependent Claims 2-6 and 9-15 are patentable over this cited combination.

Claims 23 and 29 depend from independent Claims 16 and 28, respectively. As previously discussed in the anticipation rejections of Claims 16 and 28, de Vries does not teach or suggest features related to streaming of at least a portion of a multimedia presentation in response to search criteria being satisfied or matched. The cited disclosure of Amir does not overcome these deficiencies of de Vries. Therefore, the cited combination of de Vries and Amir does not establish prima facie cases of obvious for Claims 16 and 28. Consequently, dependent Claims 23 and 29 are patentable over this cited combination.

NEW CLAIMS 46 AND 47

New Claims 46 and 47 depend from Claims 37 (which depends from Claim 33) and 43, respectively. Accordingly, new Claims 46 and 47 are patentable over the cited references for at least the same reasons that their parent claims are patentable over the cited references.

In addition, new Claim 46 recites in part, "further comprising searching the index files in response to a request during the playing back." Applicants could find no teaching or suggestion in the cited references of searching index files during play back of stored (see parent Claim 33) media streams. Therefore, Claim 46 is patentable over the cited references for this additional reason.

New Claim 47 recites in part, "wherein the indicating occurs during the playing back." Applicants could find no teaching or suggestion in the cited references of indicating whether a portion of locally stored multimedia streams

correspond to a search request (see parent Claim 43) *during play back of stored* media streams. Therefore, Claim 47 is patentable over the cited references for this additional reason.

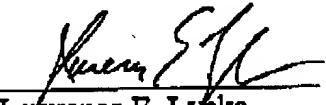
CONCLUSION

For at least the reasons presented above, it is respectfully submitted that all pending claims are in condition for allowance. Accordingly, Applicants respectfully request issuance of a Notice of Allowability for this application.

Respectfully Submitted,

Lee & Hayes, PLLC

Date: 1/27/05


Lawrence E. Lycke
Reg. No. 38,540
(206) 315-4001

Lee & Hayes, PLLC
1011 Western Avenue, Suite 906
Seattle, WA 98104